

Dkt. No.: OP-092000372

REMARKS

Claims 1-6 are pending in this application. The Examiner has objected the abstract as being unclear and rejected claims 1-6 under 35 U.S.C. §112, second paragraph, as being indefinite. Moreover, claims 1-6 have been rejected under 35 U.S.C. §102(b) as being anticipated by Treusch et al. (US 6463911).

In response, Applicant has amended the abstract and claim 1 to delete the phrase "for at least once". It is requested the objection and the §112 rejections should be withdrawn.

Furthermore, in the amended claim 1, Applicant's shrinkage-free sealing structure of a heat pipe 1 includes a cylindrical bulk body and a double-layered structure formed on an open end 10 of the bulk body, as shown in Figure 2. First, as shown in Figure 5, a recess portion 100 is formed at one half sidewall that has been pressed towards the other half to form a pressed open end and a bent sidewall 110 is formed between the pressed open end and the bulk body (see page 4, lines 15-23). Second, as shown in Figures 2 and 8, the sealing structure forms a first and a second flattened portions 103 and 104 connected to a third flattened portion 105 at two ends thereof by a bending portion 102, respectively and the third flattened portion 105 is bent into two portions to contact the first and the second flattened portions 103 and 104, respectively (see page 5, lines 5-14). Moreover, in the amended claim 6, as shown in Figure 10, the bending portions 102 connected between the third flattened portion 105 and both the first and the second flattened portions 103 and 104 are pressed towards each other (see page 5, lines 19-22).

Treusch's fuel pressure damper, which is different from Applicant's heat pipe field, does not disclose all of the limitations in Applicant's above amended claim 1 or 6.

AMENDMENT

10/770,473

- 5 -

Dkt. No.: OP-092000372

Therefore, Applicant respectfully traverses the Examiner's §102 rejections. As stated in MPEP §2131:

A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference. Verdegaal Bros. v. Union Oil Co. Of California, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). The identical invention must be shown in as complete detail as is contained in the...claim. Richardson v. Suzuki Motor Co., 9 USPQ2d 1913, 1920 (Fed. Cir. 1989).

(Emphases added).

That is, the pending claims 1-6 5 should be patentable and not anticipated by Treusch.

In view of the foregoing, the application is believed to be in condition for allowance. Entry of the amendments and issuance of a Notice of Allowance is therefore respectfully requested. If any additional fee is required, please charge Deposit Account Number 502751, authorized by Chun-Ming Shih signed _____

AMENDMENT

10/770,473

- 6 -

Dkt. No.: OP-092000372

Accordingly, the application is deemed to be in condition for allowance and such a
Notice is earnestly solicited.

Respectfully submitted,

Hui Chun Hsu
Hui-Chun Hsu

AMENDMENT

10/770,473

- 7 -